

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

| | | |
|--|---|---|
| In re: |) | Case No. 17-42257 |
| |) | |
| PAYLESS HOLDINGS LLC, <i>et al.</i> |) | Chapter 11 |
| |) | |
| Debtors |) | (Joint Administration Requested) |

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE

PLEASE TAKE NOTICE that **BRIXMOR PROPERTY GROUP, INC.,** by its attorneys, **BALLARD SPAHR LLP,** appears in this matter pursuant to Bankruptcy Rules 2002 and 9010 and Sections 102(1), 342 and 1109(b) of the Bankruptcy Code and requests that all notices given or required to be given in this case and all papers served or required to be served in this case, be given to and served upon the following:

**BALLARD SPAHR LLP
1735 Market Street – 51st Floor
Philadelphia, Pennsylvania 19103
Telephone: (215) 864-8325
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email: pollack@ballardspahr.com
Attn: David L. Pollack, Esquire**

PLEASE TAKE FURTHER NOTICE that pursuant to Section 1109(b) of the Bankruptcy Code, the foregoing demand includes not only the notices and papers referred to in the Rules specified above, but also includes, without limitation, orders and notices of any application, motions, petitions, pleadings, requests, complaints, demands, disclosure statements, plans of reorganization, and answering or reply papers whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex, telecopier or otherwise.

PLEASE TAKE FURTHER NOTICE that neither this notice nor any later appearance, pleading, claim, or suit shall waive any right (1) to have final orders in non-core matters entered only after *de novo* review by a District Judge, (2) to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case, (3) to have the District Court withdraw the reference in any matter subject to recoupments to which the Landlord is or may be entitled under agreements, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments are expressly reserved.

Dated: April 4, 2017

BALLARD SPAHR LLP

BY: /s/ David L. Pollack
DAVID L. POLLACK
(*pro hac vice* Motion to be filed)
1735 Market Street – 51st Floor
Philadelphia, Pennsylvania 19103
Telephone: (215) 864-8325
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Attorneys for Brixmor Property Group, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies on the 4th day of April, 2017, that a true and correct copy of the above and foregoing pleading was served by electronic filing in the CM/ECF system of the United States Bankruptcy Court for the Eastern District of Missouri which will send notification of such filing to registered parties in interest.

/s/ David L. Pollack